



DFW

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: December 13, 2005 Name: Richard E. Stanley, Jr. Signature: 

BRINKS
HOFER
GILSON
& LIONE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Schaeffer, et al.

Appln. No.: 10/712,420

Filed: November 12, 2003

For: ELECTROPOLISHING APPARATUS AND
METHOD FOR MEDICAL IMPLANTS

Attorney Docket No: 8627-327 (PA-5445-RFB)

Examiner: Alexander,
Michael P.

Art Unit: 1742

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- Request for Correction of Inventorship Under 37 CFR 1.48(a) (2p); Statement of Randy Joe Myers (2p); Written Consent of Assignee to Change Inventorship (2p); Substitute Declaration for Patent Application (2p); Assignment and Agreement and Assignment Recordal Sheet (5p); Authorization to Deposit Account of \$40; Return PostCard
- Return Receipt Postcard

Fee calculation:

- No additional fee is required.
- An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
- A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(_____.)
- An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		Not a Small Entity	
					Rate	Add'l Fee	or	Rate
Total		Minus			x \$25=			x \$50=
Indep.		Minus			x 100=			x \$200=
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=
					Total	\$	Total	\$

Fee payment:

- A check in the amount of \$_____ is enclosed.
- Please charge Deposit Account No. 23-1925 in the amount of \$40 for new assignment recordal. A copy of this Transmittal is enclosed for this purpose.
- Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
- The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,



Richard E. Stanley, Jr. (Reg. No. 45,662)

Date

Dec. 13, 2005

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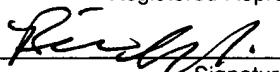
Mail Stop Missing Parts, Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

December 13, 2005

Date of Deposit

Richard E. Stanley, Jr., Reg. No. 45,662

Name of applicant, assignee or
Registered Representative



Signature

Dec. 13, 2005

Date of Signature

Case No. 8627/327 (PA-5445-RFB)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

SCHAEFFER, et al.

Serial No.: 10/712,420

Examiner: Alexander, Michael P.

Filed: November 12, 2003

Art Unit: 1742

For: ELECTROPOLISHING
APPARATUS AND METHOD FOR
MEDICAL IMPLANTS

**REQUEST FOR CORRECTION OF INVENTORSHIP
UNDER 37 C.F.R. §1.48(a)**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sirs:

Please amend the inventorship of this application to name the following inventors:

Darin G. Schaeffer
Randy Joe Myers

This amendment adds Randy Joe Myers as a joint inventor. Darin G. Schaeffer was previously named as an inventor when the application was filed.

In support of this request, Applicants submit herewith the following:

1. A Statement of Randy Joe Myers stating that the error in inventorship occurred without deceptive intent;
2. A Substitute Declaration executed by Darin G. Schaeffer and Randy Joe Myers;
3. The fee set forth in 1.17(i); and
4. A Written Consent of Assignee to Change Inventorship.

Accordingly, Applicants request a corrected filing receipt showing the addition of Randy Joe Myers as an inventor.

Respectfully submitted,

Dated:

Dec. 13, 2005



Richard E. Stanley
Registration No. 45,662
Attorney for Applicants

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, IL 60610
(312)321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Mail Stop Missing Parts, Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

on Dec. 13, 2005

Date of Deposit

Richard E. Stanley, Jr., Reg. No. 45,662

Name of applicant, assignee or
Registered Representative



Signature

Dec. 13, 2005

Date of Signature

Case No. 8627/327 (PA-5445-RFB)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

SCHAEFFER, et al.

Serial No.: 10/712,420

Attention: Manager,
Application Branch

Filed: November 12, 2003

For: ELECTROPOLISHING
APPARATUS AND METHOD FOR
MEDICAL IMPLANTS

STATEMENT OF RANDY JOE MYERS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

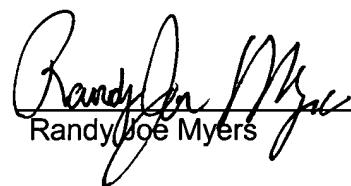
Dear Sirs:

The patent application identified above was filed on November 12, 2003. When the application was filed, I was not named as an inventor. It is my belief that I am a joint inventor with Darin G. Schaeffer of the subject matter that is claimed in this application. The error in not naming me as an inventor when the application was filed occurred without deceptive intent on my part.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Oct. 20th, 2005

Date


Randy Joe Myers



I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Mail Stop Missing Parts, Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

on DEC. 13, 2005

Date of Deposit

Richard E. Stanley, Jr., Reg. No. 45,662

Name of applicant, assignee or
Registered Representative

Signature

Dec. 13 2005

Date of Signature

Case No. 8627/327 (PA-5445-RFB)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

SCHAEFFER, et al.

Serial No.: 10/712,420

Filed: November 12, 2003

For: ELECTROPOOLISHING
APPARATUS AND METHOD FOR
MEDICAL IMPLANTS

Attention: Manager,
Application Branch

WRITTEN CONSENT OF ASSIGNEE TO CHANGE INVENTORSHIP

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sirs:

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

Cook Incorporated is the Assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment of the application from Darin G. Schaeffer and Randy Joe Myers. A copy of the Assignment is enclosed herewith.

Cook Incorporated expressly gives consent to correct the inventorship of the above-identified patent application to name Darin G. Schaeffer and Randy Joe Myers as joint inventors of the application.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: Nov. 7, 2005

Signature: Thomas A. Osborne

Name: Thomas A. Osborne

Title: S.R. V.P. IP Growth & Development



Case No. 8627-327 (PA-5445-RFB)

SUBSTITUTE DECLARATION FOR PATENT APPLICATION

As a ~~believe~~ named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe Darin G. Schaeffer and R. Joe Myers are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled ELECTROPOLISHING APPARATUS AND METHOD FOR MEDICAL IMPLANTS, the specification of which:

- is attached hereto.
- was filed on November 11, 2003 as Application Serial No. 10/712,420.
- and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>	<u>Priority Claimed</u>		
<hr/>	<input type="checkbox"/> <input type="checkbox"/>		
(Number) <hr/>	(Country) <hr/>	(Day/Month/Year Filed) <hr/>	Yes <input type="checkbox"/> No <input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

<u>(Application Serial No.)</u>	<u>(Filing Date)</u>
---------------------------------	----------------------

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>(Application Serial No.)</u>	<u>(Filing Date)</u>	<u>(Status-patented, pending, abandoned)</u>
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature

Date: October 11th, 2005

Full name of sole or first inventor

Darin G. Schaeffer

Residence

Bloomington, Indiana

Citizenship

U.S.A.

Post Office Address

3011 S. Market Place, Bloomington, IN 47403

BRINKS HOFER GILSON & LIONE

P.O. Box 10395

Chicago, IL 60610

(312) 321-4200

Inventor's Signature

Full name of second joint inventor, if any

Residence

Citizenship

Post Office Address



Date:

Oct 20th 2005

Inventor's Signature

Full name of third joint inventor

Residence

Citizenship

Post Office Address

Date:

Inventor's Signature

Full name of fourth joint inventor

Residence

Citizenship

Post Office Address

Date:

Inventor's Signature

Full name of fifth joint inventor

Residence

Citizenship

Post Office Address

Date:

Inventor's Signature

Full name of sixth joint inventor

Residence

Citizenship

Post Office Address

Date:

Inventor's Signature

Full name of seventh joint inventor

Residence

Citizenship

Post Office Address

Date: